

REFERENCE TITLE: speeding citations; photo enforcement systems

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

# SCR 1033

Introduced by  
Senator Gould

A CONCURRENT RESOLUTION

ENACTING AND ORDERING THE SUBMISSION TO THE PEOPLE OF A MEASURE RELATING TO  
PHOTO ENFORCEMENT SYSTEMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it resolved by the Senate of the State of Arizona, the House of  
2 Representatives concurring:  
3 1. Under the power of the referendum, as vested in the Legislature,  
4 the following measure, relating to photo enforcement systems, is enacted to  
5 become valid as a law if approved by the voters and on proclamation of the  
6 Governor:

7 AN ACT

8 AMENDING TITLE 28, CHAPTER 3, ARTICLE 6, ARIZONA REVISED  
9 STATUTES, BY ADDING SECTION 28-711; RELATING TO PHOTO  
10 ENFORCEMENT SYSTEMS.

11 Be it enacted by the Legislature of the State of Arizona:

12 Section 1. Title 28, chapter 3, article 6, Arizona  
13 Revised Statutes, is amended by adding section 28-711, to read:

14 28-711. Photo enforcement systems; limitation on citation  
15 issuance

16 NOTWITHSTANDING ANY OTHER LAW, THIS STATE OR A LOCAL  
17 AUTHORITY THAT HAS JURISDICTION OVER A PHOTO ENFORCEMENT SYSTEM  
18 SHALL:

19 1. CAUSE THE PHOTO ENFORCEMENT SYSTEM TO ONLY ISSUE  
20 CITATIONS FOR A VIOLATION OF THIS ARTICLE IF A VEHICLE IS  
21 TRAVELING FASTER THAN EIGHTY-FIVE PER CENT OF THE VEHICLES ON  
22 THE HIGHWAY.

23 2. DETERMINE THE MINIMUM SPEED LIMIT THAT WILL RESULT IN  
24 A CITATION FOR A VIOLATION OF THIS ARTICLE THAT IS DETECTED BY  
25 THE PHOTO ENFORCEMENT SYSTEM PURSUANT TO PARAGRAPH 1. THE  
26 MINIMUM SPEED LIMIT SHALL BE DETERMINED BASED ON VEHICLES  
27 TRAVELING DURING NONPEAK DAYLIGHT HOURS UNDER GOOD WEATHER  
28 CONDITIONS.

29 2. The Secretary of State shall submit this proposition to the voters  
30 at the next general election as provided by article IV, part 1, section 1,  
31 Constitution of Arizona.